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## PATENT TRADEMARK AND COPYRIGHT LAW TECHNOLOGY & LICENSING

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42390P11641 APPLICATION NO.: 10/004,439

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Amendment and Response (9 pgs.)

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PAGE 1/11 \* RCVD AT 10/24/2005 8:18:45 PM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-6/27 \* DNIS:2738300 \* CSID:3606968689 \* DURATION (mm-ss):02-34

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/004.439 Filing Date TRANSMITTAL October 23, 2001 RECEIVED First Named Inventor **FORM** Sven O. Lund CENTRAL FAX CENTER Art Unit 2664 Examiner Name Shah, Chirag G. (to be used for all correspondence after initial filing) Attorney Docket Number 42390P11641 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Drawing(s) Fee Transmittal Form Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC **1** Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a After Final Proprietary Information Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Identify Terminal Disclaimer Extension of Time Request below): Request for Refund Express Abandonment Request CD, Number of CD(s) Information Disclosure Statement Landscape Table on CD **Certified Copy of Priority** Remarks Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name KACVINSKY LLC Signature Printed name Jon C. Reali Date Reg. No. October 24, 2005 54,391 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Signature Jon C. Reali Date October 24, 2005 Typed or printed name

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for retaining this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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OCT 2 4 2005

## **PATENT**

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

10/004,439

Confirmation No.:

8210

Applicant

Sven O. Lund

Filed

October 23, 2001

TC/A.U.

2664

Examiner

Chirag G. Shah

Docket No. · :

42390.P11641

Customer No.:

08791

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

### RESPONSE

SIR:

In response to the Office Action mailed on July 22, 2005, with the three-month shortened statutory period for response set to expire on October 22, 2005, please reconsider the above-identified application in view of the following amendments and/or remarks.

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper.

Remarks/Arguments begin on page 7 of this paper.